



ANNO PRIMO & SECUNDO

GULIELMI IV. REGIS.

Cap. xlix.

An Act for endowing a Church called *Saint Bridgett*,
in the Parish of *Liverpool* in the County Palatine
of *Lancaster*. [23d August 1831.]

WHEREAS an additional Church hath been lately erected within the Parish of *Liverpool*, by voluntary Subscriptions, upon Land on the East Side of *Percy Street*, of which *Ambrose Lace* of *Liverpool*, Gentleman, is willing to give his Leasehold Interest, and the Mayor, Bailiffs, and Burgesses of the Town of *Liverpool* are willing to grant the Reversion in Fee, and the said Church hath been duly consecrated and dedicated to the Service of Almighty God as a Place of Divine Worship according to the Liturgy and Usage of the Church of *England*: And whereas it is expedient that Provision should be made for the Endowment of the said Church, but the same cannot be beneficially effected without the Aid and Authority of Parliament; May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That *William Jones*, *William Simmons*, *William Tarbet*, and the said *Ambrose Lace*, and the Survivors and Survivor of them, shall be and they are hereby appointed Trustees for the Superintendance and Management of the said Church.

Trustees

II. And be it further enacted, That the Fee Simple of the Land on which the said Church has been erected as aforesaid, together with all the Rights, Privileges, and Appurtenances to the same belonging,
[Local.] 8 S ing,

Church, &c.
vested in
Trustees.

ing, shall, on Inrolment in His Majesty's High Court of Chancery, be and the same is and are hereby vested in the said Trustees and their Successors for ever, and it shall be lawful for the said Trustees and their Successors to hold the same without incurring or being subject or liable to any of the Penalties or Forfeitures of the Statutes of Mortmain, or of any other Law or Statute whatsoever; and the said Church shall be and the same is hereby declared to be a Perpetual Cure and Benefice, and shall be called the Church of *Saint Bridgett*.

Trustees for
Appointment
of Minister.

III. And be it further enacted, That *Charles Horsfall, Adam Hodgson*, and the said *William Jones* shall be Trustees for the Appointment of Minister or Ministers of the said Church during the Period after mentioned.

Vacancies in
Trusteeship
how to be
supplied.

IV. And be it further enacted, That when and so soon as any of the said Trustees, whether for the Superintendance and Management of the said Church, or for the Nomination of the Minister or Ministers of the said Church, or any of the Trustees hereafter to be elected, or appointed as herein-after mentioned, shall die, or become incapable of acting, or decline to act when required so to do, it shall be lawful for the surviving or remaining Trustees of either of such Classes of Trustees present at any Meeting to be called for the Purpose by any One or more of the Trustees of the said respective Classes of Trustees, of which Meeting Fourteen Days previous Notice in Writing shall be given by the Trustee or Trustees calling such Meeting to each of the other surviving or remaining Trustee or Trustees of such respective Classes of Trustees as aforesaid, by Delivery thereof to or at the usual or last Place of Abode of each of them, from Time to Time to nominate and appoint some other Person to be a Trustee in the Place of the Trustee, or in the Place of each of such Trustees, so dying, or becoming incapable of acting, or declining to act, as aforesaid; and in case of such Vacancy occurring in the Trustees in whom the Property and Management of the said Church is vested, as before mentioned, the Property by this Act vested in such Trustees shall immediately upon such Nomination or Appointment of a Trustee or Trustees be considered as vesting and shall vest in the continuing or surviving Trustee or Trustees jointly with the Trustee or Trustees to be so appointed as aforesaid; and every Person who shall be appointed a Trustee in the Place of any Trustee dying, or becoming incapable of acting, or declining to act, as aforesaid, shall be invested with the like Powers and Authorities in every respect, and to all Intents and Purposes, as the Person in whose Place or Stead he shall be so nominated and appointed as aforesaid.

In case of
Omission to
elect Trus-
tees.

V. And be it further enacted, That in case, from any Omission to elect Trustees by virtue of the Power herein-before given for that Purpose, the Number of Trustees shall at any Time be reduced to less than Three in the Class of Trustees for the Superintendance and Management of the said Church, or shall be reduced to less than Two in the Class of Trustees for the Nomination of the Minister, and no Appointment of a new or other Trustee or Trustees shall be made by the surviving or continuing Trustee or Trustees of such respective
Classes

Classes of Trustees as aforesaid, for the Space of Six Calendar Months after the Vacancy or last Vacancy shall have incurred in either of such Classes of Trustees as aforesaid, it shall be lawful for the Minister of the said Church for the Time being from Time to Time to nominate and appoint any Trustee or Trustees in the Room or Stead of any of the Trustees dying, declining, or becoming incapable of acting, in either or both of the said Classes of Trustees, as Occasion may require; and if no Appointment shall be made by such Minister within the further Term of Six Calendar Months, then it shall be lawful for the Rectors for the Time being of the Parish Church of *Saint Peter* and the Parochial Chapel of *Our Lady and Saint Nicholas*, in *Liverpool* aforesaid, from Time to Time to nominate and appoint any Trustee or Trustees in the Room or Stead of any of the Trustees so dying, or becoming incapable of acting, or declining to act; and any Trustee so to be nominated and appointed by the said Minister or by the said Rectors as aforesaid is hereby invested with the same Powers and Authorities to all Intents and Purposes as if he had been elected a Trustee by the surviving or continuing Trustees as aforesaid.

VI. And be it further enacted, That the said Trustees for the Superintendance and Management of the said Church shall meet as early as conveniently may be after the passing of this Act, and from Time to Time afterwards, at such convenient Time and Place as they shall think fit, for the Purpose of carrying this Act into execution.

Meetings of Trustees.

VII. And be it further enacted, That all the Powers and Authorities vested by this Act in the Trustees of each of the Classes of Trustees may be exercised by the major Part of each of the said Classes of Trustees present at any Meeting of such Trustees or Classes of Trustees as aforesaid, the Number of Trustees present at any such Meeting, as to the Trustees for Superintendance and Management of the said Church, not being less than Three, and as to the Trustees for nominating the Minister or Ministers, not being less than Two; and at every Meeting the Trustees of each Class of Trustees present shall elect a Chairman; and in all Cases where the Number of Votes upon any Question, including the Vote of the Chairman, shall be equal, the Chairman shall have a Second or casting Vote.

Quorum of Trustees.

VIII. And be it further enacted, That fair and regular Entries shall be made in a Book or Books to be kept for that Purpose of all the Acts and Proceedings of the said Trustees, or of the respective Classes of Trustees, at each of their Meetings respectively, and of the Names of the Trustees who shall be present at such respective Meetings; and such Entries shall, when approved and confirmed by such Meetings, be signed by the Chairman; and all such Entries, being so signed, shall be deemed Originals, and shall be allowed to be given and read in Evidence in all Courts whatsoever.

Proceedings to be entered in Books, and to be Evidence.

IX. And be it further enacted, That the Trustees for the Superintendance and Management of the said Church shall, by themselves or by some Clerk or proper Person to be by them appointed for the Purpose, keep just and true Accounts of all Sums of Money to be by them

Books of Account to be kept.

them received or paid, in, about, or concerning the said Church, and shall enter all Debits, Payments, and Receipts in a Book or Books to be kept as aforesaid for that Purpose; all which said Books of Account, and all Papers and Documents relating to the said Church, shall at all Times be open to the Inspection and Examination of any of the said Subscribers to the said Church, or to any of the Proprietors of Seats in the said Church, or to any other Person or Persons interested therein.

Appointment
of Minister.

X. And be it further enacted, That the Reverend *James Haldane Stewart* Master of Arts shall be and is hereby appointed the first Minister of the said Church; and it shall be lawful for the Trustees for the Appointment of Minister, upon every Vacancy which shall happen by the Resignation, Deprivation, or Avoidance of such Minister, within the Space of Forty Years from the Day of passing this Act, and they are hereby authorized and empowered, from Time to Time during such Period, and within Six Calendar Months after every such Vacancy shall happen, to present and nominate to the Lord Bishop of *Chester*, for his Approbation and Licence, another Minister to the said Church, being a Graduate of one of the Universities of *England*, or of *Trinity College, Dublin*; and, subject to such Right of Nomination in the said Trustees for and during the Period aforesaid, the Patronage, free Disposition, Nomination, Appointment, and Right of Presentation to the said Church shall for ever appertain, belong to, and be vested, and the same is hereby vested in the Mayor, Aldermen, Bailiffs, and Common Council of the said Town of *Liverpool* for the Time being, or the major Part of them in Common Council assembled, as the Patrons of the said Church.

Election of
future
Minister.

XI. And be it further enacted, That upon every Vacancy in the Ministry of the said Church within the said Term of Forty Years a Meeting of the Trustees for Nomination of the Minister shall be called and held in pursuance of this Act, for the Purpose of electing a Minister of the said Church, of which Meeting Fourteen Days previous Notice at the least, signed by One or more of the said Trustees, and specifying the Day, Time, and Purport of such Meeting, shall be fixed in the Vestry Room belonging to the said Church, and on the Doors of the said Church, and shall also be left at the usual or last Place of Abode of each of such Trustees for the Time being; and at the Meeting to be held pursuant to such Notice, or at some Adjournment thereof, or at some future Meeting to be called for the Purpose, it shall be lawful for the said Trustees present at such Meeting to nominate and elect a fit and proper Person to be the Minister of the said Church, and after such Election, by Writing under their Hands to present such Minister to the Bishop of *Chester* for the Time being; and every such Presentation of a Minister, he being so licensed by the said Bishop as aforesaid, shall be good, valid, and binding to all Intents and Purposes, and upon all Persons whomsoever.

On failure
of Nomina-
tion, Pre-
sentation to
lapse.

XII. Provided always, and be it further enacted, That in case the Office or Place of Minister of the said Church shall be suffered to remain for the Space of Six Calendar Months without any Nomination or Presentation thereunto by virtue of this Act, then and in every

every such Case the Nomination or Presentation to the said Church shall lapse in the usual Manner, and according to the Laws of the Realm, in the Case of Presentative Livings or Benefices.

XIII. And be it further enacted, That the said Church and the Minister thereof for the Time being, and also the Persons who shall act as Churchwardens thereof for the Time being, to be appointed as herein-after directed, shall be under and subject to the ordinary Jurisdiction of the Bishop of *Chester* and his Successors, and shall be visited in such Manner as other Churches in the Diocese of *Chester* are visited; and the Minister of the said Church for the Time being shall be deemed and taken by virtue of this Act to be incorporated and made One Body Politic and Corporate, by the Name of "The Minister of the Church of *Saint Bridgett* in the Parish of *Liverpool* in the County Palatine of *Lancaster*," and by that Name shall have perpetual Succession and shall sue and be sued in all Courts of the Realm; and the said Church (except the Seats or Pews and Sitting Places which are by this Act vested in the said Trustees), and the Churchyard belonging to the same, shall be vested in the said Minister for the Time being, and his Successors, Ministers of the said Church, for ever, in the same Manner as the Freehold and Inheritance of the Parish Churches are by the Laws of the Realm vested in the Incumbents thereof.

Church to be subject to the Jurisdiction of the Bishop of *Chester*.

XIV. Provided always, and be it further enacted, That if any Minister hereafter to be nominated, presented, or appointed to the said Church shall hold or accept of any other Living or Preferment, or shall, except under special Circumstances, to be allowed by the Bishop of *Chester*, absent himself from the Performance of the Duties of the said Church for a longer Period than Three Calendar Months in any One Year, the Appointment and Presentation to the said Church shall thereby become voidable, and it shall be lawful for the said Trustees for Nomination of Minister during the said Term of Forty Years, or for the said Mayor, Aldermen, Bailiffs, and Common Council of *Liverpool* aforesaid, for the Time being, or the major Part of them in Common Council assembled, after the Expiration of the said Term of Forty Years, to declare the said Church void, and proceed to the Election, Appointment, and Presentation of some Minister to fill the Vacancy, as if the same had occurred by Resignation or Death.

Minister not to hold or accept any other Preferment, or absent himself, &c.

XV. And be it further enacted, That the Seats or Pews erected or to be erected in the said Church shall be numbered, and One convenient Seat or Pew in the said Church shall be allotted for the Use of the Minister of the said Church for the Time being and his Family, and One other Seat or Pew in the said Church shall be allotted for the Use of the Servants of the said Minister, upon which Two Seats or Pews no Rent shall be charged; and Seats or Sitting Places, to be marked with the Words "Free Seats," to accommodate not less than Three hundred Persons, shall be allotted and set apart in the said Church for the Use of the Poor of the Town or Parish of *Liverpool*, for ever, and upon which no Rent shall be charged.

Regulations as to Seats.

[*Local.*]

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XVI. And

Reserved
Rents to be
fixed on
Seats.

XVI. And be it further enacted, That it shall be lawful for the Trustees for the Superintendance and Management of the said Church, and they are hereby required, to fix upon and determine the Rent to be paid for each Seat or Pew in the said Church, except as aforesaid, but so that the Rents in respect of such Seats or Pews shall not produce less than the yearly Sum of Six hundred Pounds; and the said Trustees shall cause the Rents to be charged in respect of each such Seat or Pew to be entered in a Book to be provided for that Purpose, and kept in the Vestry of the said Church.

Payment of
Seat Rents
to be yearly.

XVII. And be it further enacted, That the Rent which shall be charged upon any Seat or Pew under the Authority of this Act shall be payable and paid yearly in advance; (that is to say,) on the First Day of *January* in each Year; and in case the Rent of any such Seat or Pew shall happen to be in arrear or unpaid by the Space of Two Calendar Months next after the same shall become due, then the Trustees for the Superintendance and Management of the said Church shall and may, and they are hereby required, without Delay, either to enter upon such Seat or Pew, and let the same to any other Person or Persons, in such Manner as such Trustees shall think proper, until the Rent in arrear shall be duly paid and satisfied, (rendering the Overplus, if any, to the former Owners or Occupiers who shall be so in arrear,) or the said Trustees for the Superintendance and Management of the said Church may and they are hereby authorized to sue for the Rent so in arrear by Action of Debt or upon the Case, for the Use and Occupation of such Seat or Pew, to be brought against the Owner or Owners or Occupier or Occupiers thereof in the Name of "The Trustees for the Superintendance and Management of the Church of *Saint Bridgett* in the Parish of *Liverpool* in the County Palatine of *Lancaster*," in any of the Courts of Record at *Westminster*, or in the Court of Common Pleas for the County Palatine of *Lancaster*, with Costs of Suit.

Rents in
arrear may
be levied by
Distress.

XVIII. Provided always, and be it further enacted, That all Rents payable by virtue of this Act may, in case of Nonpayment thereof for the Space of Two Calendar Months after Demand thereof made by Notice in Writing under the Hand of any One of the said Trustees for the Superintendance and Management of the said Church, delivered to any Occupier or Occupiers of any Seat or Pew in the said Church in respect of which such Rent shall be due, or left at the usual or last Place of Abode of such Occupier or Occupiers, and on Proof thereof upon Oath before any Justice of the Peace of the said County Palatine of *Lancaster*, which Oath the said Justice is hereby authorized and required to administer, be levied by Distress and Sale of the Goods and Chattels of every such Occupier or Occupiers, by Warrant under the Hand and Seal of such Justice, rendering the Overplus (if any), after deducting the Sums due in respect of such Rent or Rents, and all Costs and Charges attending the Recovery thereof, to the Owner or Owners of such Goods and Chattels, on Demand.

Seats, &c.
vested in
Trustees.

XIX. And be it further enacted, That all Seats and Pews in the said Church (except such as are herein-before directed to be set
apart

apart for the Minister, his Family and Servants, and the Seats to be appropriated to the Use of the Poor, as herein-before mentioned,) shall be and the same are hereby vested in the said Trustees for the Superintendance and Management of the said Church; and it shall be lawful for such Trustees to sell and dispose of the said Seats or Pews, and to convey the same respectively to any Person or Persons who may contract for the Purchase thereof, and to the Executors, Administrators, and Assigns of such Purchaser or Purchasers, for a Term of One thousand Years, as Personal Property, and the same shall be transferrable and transmissible as such, subject nevertheless to such annual Ground Rents or yearly Sums as shall be fixed thereon, and as herein-before directed to be paid to the Trustees for the Superintendance and Management of the said Church; and the Conveyance, Assignment, and Transfer of every Seat or Pew in the said Church shall be registered by the said Trustees, or by their Clerk for the Time being, in a Book to be provided for that Purpose, and kept in the Vestry of the said Church; and until the said Seats or Pews shall respectively be so contracted for and conveyed, the said Trustees shall have full Power and Authority to let the same upon such Terms and at such Rents as they may think fit, or can reasonably obtain for the same, and apply the Rents to be received therefrom for the Purposes of this Act: Provided always, that all Seats and Pews so to be let by the said Trustees shall be liable and subject to the fixed or Ground Rents herein-before directed to be paid to the said Trustees; and the Rents which shall become payable in respect of the Pews or Seats so let by the said Trustees shall be payable and paid in advance yearly, (that is to say,) on the First Day of *January* in each Year, and may be levied and recovered by the said Trustees in like Manner as the Ground Rents so to be paid to the said Trustees may be levied and recovered by such Trustees under the Powers and Authorities to them by this Act granted; and all such and the like Powers are granted to the said Trustees for the Recovery of the Rents payable in respect of Pews or Seats so let by them as aforesaid as are given to them for the Recovery of the Rents payable to such Trustees as aforesaid.

XX. And be it further enacted, That as soon as conveniently may be after the passing of this Act Two fit Persons, being Occupiers of Seats or Pews in the said Church, shall be nominated and appointed Churchwardens of the said Church, and shall continue to act as such until the *Thursday* in *Easter* Week next after such Appointment, and thenceforth upon *Thursday* in *Easter* Week yearly Two Persons, being Occupiers of Seats or Pews in the said Church as aforesaid, shall be appointed Churchwardens of the said Church, the one of such Churchwardens to be nominated by the Minister for the Time being, and the other by the Trustees for the Time being for the Superintendance and Management of the said Church; and the Persons so nominated and appointed as aforesaid shall respectively be and shall act as Churchwardens of the said Church, and, being admitted and sworn according to Law, shall continue in Office until *Thursday* in *Easter* Week next after their respective Appointments; and they and their Successors, and the Survivor of them, are and is hereby authorized and required, out of the Monies to be provided and paid them

Appoint-
ment of
Church-
wardens;

their Duties.

them by the Trustees for the Superintendance and Management of the said Church, as herein-after mentioned, to pay the Clerk and Sexton, Organist, Singers, Pew-openers, or other Officers of the said Church for the Time being, (save the Minister and any Curate, to be paid and provided for as after mentioned,) their respective Salaries, Stipends, and Wages, and likewise to provide Bread and Wine for the Holy Communion, and to do and perform all other Matters whatsoever which Churchwardens are by Law authorized to do, and which may be necessary or expedient for and concerning the Management, Support, and good Order of the said Church and Churchyard, (save such as are hereby directed to be done by the Trustees for the Superintendance and Management of the said Church); and they are hereby respectively required and enjoined to keep true and perfect Entries in a proper Book or Books, to be provided for that Purpose, of all Sums of Money by them received and paid; and all such Books and Accounts shall and may be inspected at all convenient Times, by the Trustees for the Superintendance and Management of the said Church, and all Owners and Proprietors of Seats in the said Church, and by the Minister of the said Church, and all other Persons interested therein; and in case of the Death of any Churchwarden during the Year for which he shall be appointed, a new Churchwarden qualified as aforesaid shall be nominated and appointed by the Person or Persons by whom and in the Manner in which the deceased Churchwarden shall have been appointed; and every Churchwarden so to be appointed in the Room of any Churchwarden dying in his Year of Office shall have and be invested with the same Powers and Authorities as his Predecessor possessed or was vested with.

Fund for
Payment of
Stipend of
Clerk and
other Offi-
cers of the
Church, &c.

XXI. And be it further enacted, That out of the Rents to be received by the said Trustees for the Superintendance and Management of the said Church, or which may otherwise come to their Hands under the Authorities of this Act, such Trustees shall annually pay to the Churchwardens of the said Church, to be appointed as aforesaid, a Sum not less than One hundred and twenty Pounds, (but which may at the Discretion of the said Trustees be increased, if in their Judgment they shall think it necessary,) and which Sum so to be paid to such Churchwardens shall be applied by them in Payment of the Stipend and Wages of the Clerk, Sexton, Organist, Singers, Pew-openers, or other Officers of the said Church, save the Minister, and any Curate, to be paid or provided for by the said Trustees for the Superintendance and Management of the said Church, and for providing for Bread and Wine for the Holy Communion, and for the Support and good Order of the said Church and Churchyard, save such as may be provided for or to be done by the said Trustees for the Superintendance and Management of the said Church.

Repairs of
the Church.

XXII. And be it further enacted, That out of the Rents so to be received by the said Trustees for the Superintendance and Management of the said Church, or from the Sales of the said Pews, or which shall otherwise come to their Hands, an annual Sum not less than Twenty Pounds shall be retained by such Trustees, and the same, or so much thereof as may be requisite, shall be from Time to Time by

by them applied in the Repairs, Embellishment, or Improvement of the said Church and Churchyard; but in case it shall not be requisite in their Judgment to expend the whole thereof in and about such Repairs and Purposes aforesaid in any One Year, such Part thereof as shall not be so applied shall be laid out and invested by them in the Public Funds or other Government Securities, at Interest, in the Names of the said Trustees for the Superintendance and Management of the said Church, and the accumulating Interest and Dividends thereof shall from Time to Time be laid out and invested in like Manner, in order that a Fund sufficient for the Purposes of substantial and lasting Repairs, or for the Embellishment or Improvement of the said Church or Churchyard, may be provided.

XXIII. And be it further enacted, That in case the said Fund shall by means of Accumulation at any Time amount to a greater Sum than Five hundred Pounds, the Excess above that Sum shall be applicable by the said Trustees for the Superintendance and Management of the said Church in like Way as herein-after directed as to the Monies to come to their Hands by virtue of this Act. Application
of the Excess.

XXIV. And be it further enacted, That the Minister for the Time being of the said Church shall reside in or near to *Liverpool* aforesaid, and such Minister, or some other Minister in Holy Orders, shall every *Sunday* Morning read in the said Church the Morning Prayers and other Service in the Book of Common Prayer or Public Liturgy of the Church of *England*, and in the Afternoon or Evening of every *Sunday* shall read therein the Evening Prayers and other Service prescribed in the said Book of Common Prayer, and shall on every *Sunday* throughout the Year, as well in the Morning as in the Afternoon or Evening, and on every *Christmas Day* and on every *Good Friday*, in the Morning, after Divine Service is performed, preach a Sermon in the said Church, and shall on every *Easter Sunday*, *Whitsunday*, *Good Friday*, and *Christmas Day*, and on such other *Sunday* during the Course of each Month in the Year as shall be found most convenient, administer the Holy Communion in the said Church according to the Rites and Ceremonies of the Church of *England*; and the Minister for the Time being of the said Church shall and he is hereby required, in addition to the Performance of the Duties herein-before specified, to visit the sick in such Division or District of the said Parish of *Liverpool* as shall be from Time to Time fixed and appointed by the Lord Bishop of the Diocese of *Chester* for the Time being, and perform, when duly required, the several Offices prescribed and to be performed upon the Visitation of the sick in such Division or District aforesaid, according to the Laws and Canons of the United Church of *England* and *Ireland*, Minister's
Duty.

XXV. And be it further enacted, That for the Maintenance of the Minister for the Time being of the said Church the said Trustees for the Superintendance and Management of the said Church shall, by and out of the Rents to be fixed on the said Seats or Pews as aforesaid, and other the Rents of the said Pews and Seats in the said Church, as herein-before mentioned, or which shall in any way come to their Hands, either from the Sale of Pews or otherwise, in pursuance Minister's
Stipend.

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suance of the Authorities in this Act contained, pay to the Minister for the Time being a Sum not less than Three hundred Pounds *per Annum* of lawful *English* Money, without any Deduction or Abatement for Taxes or otherwise howsoever, on the First Day of *February* and the First Day of *August* in each Year, by even and equal Portions; and an Apportionment of the said Stipend shall from Time to Time be made between the Executors or Administrators of any Minister of the said Church dying in the Interval between Two half-yearly Days of Payment, and the Successor of such Minister so dying, for and in respect of the incurring Half Year when such Death shall happen.

Remedy for
Recovery of
Stipend.

XXVI. And be it further enacted, That if Default shall be made in Payment of the said yearly Stipend, or any Part or any Apportionment thereof, to the said Minister for the Time being, or to the Executors or Administrators of a deceased Minister, by the Space of One Calendar Month after any of the Days of Payment whereon the same ought to be paid, then it shall be lawful for such Minister, and his Executors and Administrators, to sue for and recover the same, with full Costs of Suit, against the Persons who shall be Trustees for the Superintendance and Management of the said Church, during the Period such Stipend shall have become due, or, at the Election of the Minister, against the Persons who shall be such Trustees at the Time of commencing any Action, by Action of Debt or upon the Case for so much Money had and received for the Use of such Minister, his Executors or Administrators, or for Work and Labour, to be brought in the Court of Common Pleas for the County Palatine of *Lancaster*, or in any of His Majesty's Courts of Record at *Westminster*, wherein respectively no Essoign, Protection, Privilege, Wager of Law, or more than One Imparlance, shall be allowed; provided that no Trustee or Person shall be responsible for any such Stipend accruing due subsequently to his Resignation of the Office of Trustee.

Minister to
appoint the
Clerk, Organ-
ist, Sexton,
and other
Officers.

XXVII. And be it further enacted, That it shall be lawful for the Minister for the Time being of the said Church to nominate and appoint such Persons as he shall think fit to officiate as Clerk, Organist, Sexton, and other Officers in the said Church, and also from Time to Time to displace and remove such Clerk, Organist, Sexton, and other Officers respectively, and such Clerk, Organist, and Sexton respectively shall and may from Time to Time use the like Methods for the Recovery of their respective Wages or Stipends against the Churchwardens of the said Church as are herein-before given to the Minister of the said Church against the Trustees for the Superintendance and Management of the said Church, for the Recovery of his Stipend.

No Graves
allowed.

XXVIII. And be it further enacted, That no Graves or Burial Places shall be made or allowed within the Body of the said Church, or within any Part of the Churchyard belonging thereto.

Marriages
may be
solemnized.

XXIX. And be it further enacted, That from and after the passing of this Act Bans of Matrimony may be published and Marriages solemnized

solemnized in the said Church in such Manner and under such Restrictions and Regulations as the same can or may by Law be published or celebrated in Parish Churches or public Chapels where Banns and Marriages are published and celebrated; and that every such Marriage shall be valid to all Intents and Purposes whatsoever, provided that all such Banns and Marriages shall be published and celebrated according to the Laws and Canons in force within this Realm in that Behalf.

XXX. And be it further enacted, That all Marriages and Christenings performed and solemnized in the said Church shall be registered in public Registers, to be provided and kept for that Purpose in manner and for the Purposes as by Law directed. Public Registers to be kept.

XXXI. And be it further enacted, That there shall be paid to and into the Hands of the Minister for the Time being of the said Church, for the Performance of the several and respective Offices of Minister, Clerk, and Sexton there, Double the Fees, Dues, and Perquisites which are usually and of right ought to be paid for every Marriage or Churcing at the Parish Church of *Saint Peter* and Parochial Chapel of *Our Lady and Saint Nicholas*; and that the Minister for the Time being of the said Church of *Saint Bridgett* shall from Time to Time collect and receive such Fees, Dues, and Perquisites, and account for and pay, on the First Day of *January* and the First Day of *July* in each Year, One Moiety thereof to the Rectors of the aforesaid Parish Church and Parochial Chapel for the Time being, to be divided between and amongst such Rectors and the Clerks and Sextons of the same Parish Church and Parochial Chapel in such Shares and Proportions as the Fees payable at the said Parish Church and Parochial Chapel are divided, and the Remainder shall, on the said half-yearly Days, be divided between the Minister, Clerk, and Sexton of the said new Church, in such Shares and Proportions as Fees of the like Nature are usually or of right ought to be among the Rectors, Clerks, and Sextons of the said Parish Church or of the said Parochial Chapel, the first of such Payments to the Rectors, Clerks, and Sextons of the said Parish Church and Parochial Chapel beginning and being made at and upon such of the said half-yearly Days as first happen after the passing of this Act; and in case of Nonpayment thereof within Two Calendar Months after either of the said half-yearly Days, One Moiety of such Fees, Dues, and Perquisites shall and may be sued for and recovered from the Minister for the Time being of the said Church of *Saint Bridgett*, by and in the Name of the Rectors of the Parish of *Liverpool*, by Action for Money had and received for his or their Use, in any of the Courts herein-before mentioned. Fees.

XXXII. And be it further enacted, That there shall be paid by the Minister for the Time being of the said Church the usual or customary Payments at the Feast of *Easter* in every Year for Synodals and for Procurations at every Triennial or Ordinary Episcopal Visitation, according to the Custom of the Diocese of *Chester*, the same to be recovered in like Manner as Synodals and Procurations are by Law recoverable. Procurations and Synodals.

XXXIII. And

Application
of Money
received.

XXXIII. And be it further enacted, That the Monies which have been or may be received by the said Trustees for the Superintendance and Management of the Church, from any Subscriber or Subscribers to the building of the said Church, or which may have been advanced to them by any other Person or Persons, or otherwise come to their Hands for the Purposes of the building of the said Church, or which shall hereafter come to their Hands from the Rents or Sales of Seats or Pews, or otherwise, by virtue of this Act, shall be applied by them respectively in Payment of the Costs, Charges, and Expences incident to and attending the preparing, applying for, and obtaining this Act, and in the Payment of all other just and reasonable Costs, Charges, and Expences of carrying the same into execution, and in erecting and completing and furnishing the said Church, and in paying and discharging any Advances, Loans, or Liabilities made, received, or incurred by them relating to the same or any future Loan or Advances (not exceeding Two thousand Pounds, which they may borrow or take up at Interest, and which, if requisite, they are hereby empowered to do), with Interest thereon; and the Monies which shall remain after Payment thereof and of the annual Sums herein-before directed, together with any Surplus to arise from the aforesaid Fund for Repairs, shall from Time to Time be paid, applied, and divided by the said Trustees for the Time being for the Superintendance and Management of the said Church in manner after mentioned; (that is to say,) first, in paying the Stipend of any Curate to be appointed by the Minister of the said Church, when and so long as there shall be a Curate officiating in the said Church, provided such Appointment and Continuance of a Curate shall be with the Sanction and Consent of the said Trustees for the Time being for the Nomination of the Minister of the said Church, but which Stipend shall not exceed One hundred Pounds *per Annum*; secondly, in Payment to the said Subscribers of Interest at the Rate of Five Pounds *per Centum per Annum* on the Debt from Time to Time owing to them respectively in respect of the Sums by them respectively advanced and paid, or on such Sum and Sums as may from Time to Time be due and owing to them respectively; thirdly, in paying to the Subscribers to the said Church annually a Sum equal to Five Pounds *per Centum* on the Sums by them respectively subscribed or advanced, and to go and be applied in diminution of the Principal of the Sums by them respectively advanced; fourthly, in augmenting the Stipend of the Minister for the Time being of the said Church, but which Augmentation shall be discretional with the said Trustees for the Time being for the Nomination of the Minister of the said Church, and shall not exceed One hundred Pounds *per Annum*, in addition to the aforesaid Stipend of Three hundred Pounds herein-before provided for; fifthly, in paying and dividing unto and amongst the said Subscribers and their Representatives, proportionally or in such other Manner as such Subscribers or their Representatives may arrange amongst themselves, in reduction, so far as the same will extend, of the several Amounts by them respectively subscribed, and the Interest thereof, at the Rate aforesaid, from the Time of their respectively advancing the same; and after all such Payments as aforesaid, any further Sum that shall remain shall be from Time to Time applied by the said Trustees for the Superintendance and Management of the said Church, in the
further

further Augmentation of the Stipend of the Minister, Organist, Clerk, Sexton, or other Officers for the Time being of the said Church, and for or towards the Stipend or Augmentation of Stipend of any Curate appointed or to be appointed to the said Church, or to the Salaries of any Master or Mistress or other Expences of any School which may be conducted or patronized by the said Trustees or by the Minister of the said Church, or in or about the Embellishment, Enlargement, or Improvement of the said Church, or in or about the erecting, repairing, or Improvement of any House for the Residence of the Minister of the said Church for the Time being, or of any such School, or in such other Manner as the said Trustees for the Time being may, in their Discretion, deem best for the Support and Interest of the said Church or School, and in such Proportions, for all or any of such Purposes, as such Trustees for the Superintendance and Management of the said Church shall think proper.

XXXIV. And be it further enacted, That all Bodies Corporate and Persons who may think themselves aggrieved by any Order, Judgment, or Determination of any Justice of the Peace relating to any Matter or Thing in this Act mentioned or contained, and for which no Power of Appeal is by this Act specifically given, may, within Four Calendar Months next after such Order, Judgment, or Determination shall have been made or given, appeal to the Justices of the Peace at any General or Quarter Sessions to be held for the County or Place where the alleged Cause of Appeal shall arise, first giving Fourteen Days Notice in Writing of such Intention to appeal, and of the Grounds and Nature thereof, to the Party against whom such Complaint is intended to be made, and forthwith after such Notice entering into Recognizance before some Justice of the Peace, with Two sufficient Sureties, conditioned to try such Appeal, and abide the Order and Award of the said Court thereon; and the said Justices shall, in a summary Way, either hear and determine the said Complaint at such General or Quarter Sessions, or, if they think proper, may adjourn the Hearing thereof to the following General or Quarter Sessions of the Peace to be held for such County or Place; and the said Justices may, if they see Cause, mitigate any Penalty or Forfeiture, and may order any Money to be returned which shall have been levied in pursuance of such Order or Determination, and may also order any such further Satisfaction to be made to the Party injured as they shall judge reasonable, and may also order such Costs to be paid to the Party aggrieved by the Party aggressing as they shall think reasonable; and all such Orders and Determinations of the said Justices at such Sessions shall be final, binding, and conclusive on all Parties, to all Intents and Purposes whatsoever, and not be removable by Certiorari or otherwise into any of His Majesty's Courts of Record at *Westminster*.

Persons
aggrieved
may appeal
to Quarter
Sessions.

XXXV. And be it further enacted, That if any Action or Suit shall be commenced or prosecuted against any Person or Persons for any thing done in pursuance of this Act, every such Action or Suit shall be brought within Six Calendar Months next after the Cause of Action shall arise, and not afterwards, and shall be laid in the County where the Cause of Action shall arise, and not elsewhere; and the

Limitations
of Actions.

[*Local.*]

8 X

Defendant

Defendant or Defendants in such Action or Suit may plead the General Issue, and give this Act and the special Matter in Evidence, at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if it shall appear so to be done, then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or shall discontinue his, her, or their Suit or Action after the Defendant or Defendants shall have appeared, or if Judgment shall be given against the Plaintiff or Plaintiffs upon Demurrer, then and in any of the said Cases the Defendant or Defendants shall and may recover his, her, or their Costs, and have the like Remedy for the same as any Defendant or Defendants hath or have by Law for Costs in any other Case.

Parishioners
of Liverpool
not to be
liable to
Repairs of
Church.

XXXVI. And be it further enacted, That none of the Parishioners of the said Parish of *Liverpool* shall be subject or liable to the Repairs of the said Church of *Saint Bridgett*, or to any Charge, Rate, or Assessment on account of such Repairs, other than the Sums herein directed to be paid by the Owners of any Seats or Pews in the said Church, for or towards such Repairs; nor shall the said Church or Churchyard, or any thing pertaining thereto, be liable to or be assessed or charged to the Poor Rates in the said Parish of *Liverpool*.

Saving
Clause.

XXXVII. Saving always to the King's most Excellent Majesty, His Heirs and Successors, and to all other Persons, Bodies Politic and Corporate, his, her, and their Heirs, Successors, Executors, and Administrators, (other than such as are barred by this Act,) all such Estate, Right, Title, and Interest, of, in, and out of the said Piece of Land so set apart for the said Church, and for the said Churchyard thereto, as they, every or any of them, had before the passing of this Act, or would have been entitled to in case this Act had not been made.

Public Act.

XXXVIII. And be it further enacted, That this Act shall be deemed a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others, without the same being specially pleaded.

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